IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 1625

In re

Patent Application of

Charles Raymond Degenhardt, et al.

Application No. 09/996,657

Confirmation No.: 6277

Filed: November 29, 2001

Examiner: Desai, Rita J.

"SUBSTITUTED HETEROCYCLIC
COMPOUNDS FOR TREATING MULTIDRUG
RESISTANCE"

I, Karen Hanke, hereby certify that this correspondence is being facsimile transmitted to Mall Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 (Fax No. 571-273-8300) on the date of my signature.

Karen Hanke
Signature

February 15, 2006

Date of Signature

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NOTICE OF APPEAL
AND
REQUEST FOR EXTENSION OF TIME

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated August 15, 2005, and the Examiner finally rejecting Claims 17-19 and 23-25 in the Advisory Action dated December 22, 2005.

Applicants also hereby request a three-month extension of time extending the date for response until February 15, 2006. The fee for this extension is $510.00, of which $450.00 was paid (mistakenly as a large entity fee) with a two-month extension of time filed on January 12, 2006.

Applicants claim small entity status.

Please charge Deposit Account No. 50-0842 in the amount of $310.00 ($250.00 for the Notice of Appeal fee + $60.00 ($510.00 - $450.00) for the three-month Extension of Time fee), or any deficiencies of fees associated with this filing. A duplicate copy of this sheet is enclosed.

Adjustment date: 02/17/2006   EFLORES
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Respectfully submitted,

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